

APPLICATION FOR RIGHT OF WAY

DE 963-0811 5-7489 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 2-11-94

LOCATION T5N R12E SEC. 32

APPLICATION NO. R-9305623-DIR

N.W. 1/4 OF SEC 32.

DEPT. ORDER NO. A-73518

CITY OR VILLAGE _____

O. F. W. NO. _____

TOWNSHIP BRUCE COUNTY MACOMB

BUDGET ITEM NO. AMSDA-MAB

DATE BY WHICH RIGHT OF WAY IS WANTED 2-21-94

INQUIRY NO. _____

THIS R/W IS _____ % OF TOTAL PROJECT NO. _____ ACCUM. _____ %.

JOINT RIGHT OF WAY REQUIRED YES NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED 10' RECORDED LIG EASEMENT.

"SEE ATTACHED DRAWINGS"

PURPOSE OF RIGHT OF WAY FDR FUTURE D.E. FACILITIES.

RECORDED RIGHT OF WAY NO. 45933

SIGNED Robert Henley

SHELBY SERVICE CENTER
OFFICE

SERVICE PLANNING
DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested.

PERMITS IN RECORD CENTER 2 R.E. & R/W DEPT. FILE 2 GRANTOR 2

NO. OF PERMITS 2 NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT 2

DATE 1-15-94 SIGNED Marecia Romanowski

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9305623-01R

On May 31, 1993, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Brian B. Lennon and Mary K. Lennon, his wife, of 70663 Fisher, Romeo, Michigan 48065

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

Ameritech Corporation, a Michigan corporation, 555 Michigan Avenue, Detroit, Michigan 48226

94 JUL -8 PM 12:17
CARMELLA SABAUGH
REGISTER OF DEEDS,
MACOMB COUNTY, MI

"Grantor's Land" is in The Township of Bruce, Macomb County described as:

PARCEL C- Commencing at the Northwest corner of Section 32, thence South 0 degrees 33 minutes 22 seconds West 774.01 feet along the West line of Section 32 to the point of beginning; thence South 89 degrees 57 minutes 43 seconds East 1537.99 feet to the centerline of Fisher Road; thence, South 3 degrees 11 minutes 52 seconds West 227.70 feet along the centerline of Fisher Road; thence North 89 degrees 57 minutes 43 seconds West 1527.47 feet to the West line of Section 32; thence North 0 degrees 33 minutes 22 seconds East 227.36 feet along the West line.

The "Right of Way Area" is a part of Grantor's Land and is described as:

See sketch R-9305623-01R on the back of this document

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- 2. Access:** Grantee has the right of access to and from the Right of Way Area.
- 3. Buildings or other Permanent Structures:** No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. Restoration:** If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land while entering Grantor's Land for the purposes stated in this Right of Way, then Grantee shall restore Grantor's Land as nearly as can be to its original condition.
- 7. Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Susan A. Putrycus
 SUSAN A. PUTRYCUS

Robert Hornby
 ROBERT HORNBY

Brian B. Lennon
 Brian B. Lennon

Mary K. Lennon
 Mary K. Lennon, his wife

Acknowledged before me in MACOMB County, Michigan, on 5-31, 1994 by Brian B. and Mary K. Lennon, husband and wife

Notary's Stamp SHERYL R. LENNON
 NOTARY PUBLIC - MACOMB COUNTY, MICH.
 MY COMMISSION EXPIRES 12-07-94

Notary's Signature Sheryl Lennon

(Notary's name, county and date commission expires)

Prepared by and Return to: Marcia Romanski, 6301 23 Mile Road, Shelby Township, Michigan 48316'

APPROVED AS TO FORM 6/10/94 DATE
 LEGAL DEPARTMENT [Signature]

RECORDED RIGHT OF WAY NO. 45933

